## No. 62

# **MICHIGAN SENATE**

## DAILY CALENDAR

THURSDAY, SEPTEMBER 19, 2002 10:00 a.m.

#### MESSAGES FROM THE HOUSE

\_\_\_\_ 1 \_\_\_\_

#### SB 562 Sen. Garcia

Education; examinations; state to notify school district about suspected MEAP irregularities and provide opportunity to respond before reporting to any other entity; require. Amends 1976 PA 451 (MCL 380.1 - 380.1852) by adding sec. 1279a.

I.E. House, June 27, 2002.

Returned from House with substitute (H-1), Wednesday, September 18; laid over under the rules.

Committee recommended I.E.

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#### SB 793 Sen. Schwarz

Higher education; financial aid; nursing scholarship program; create.

Creates new act.

I.E. House, June 19, 2002.

Returned from House with substitute (H-1), Wednesday, September 18; laid over under the rules.

Committee recommended I.E.

— 3 ——

#### SB 1323 Sen. Bennett

Health; death; new certificate to document prenatal death and revised authorization for final disposition form for stillborn fetus; provide for combined form.

Amends secs. 2803, 2834, 2848, 2850 & 2882 of 1978 PA 368 (MCL 333.2803 et seq.) & adds secs. 16283 & 20189.

I.E. House, September 17, 2002.

Returned from House with substitute (H-3), Wednesday, September 18; laid over under the rules.

Committee recommended I.E.

### **CONFERENCE REPORTS**

4

#### **SJR D** Sen. McCotter

State; employees and officers; adoption of state officers compensation commission recommendation for next legislative session; require legislature approval.

Amends sec. 12, art. IV of the state constitution.

Conference report received in the Senate, Wednesday, October 24, 2001; laid over under the rules.

For text of conference report, see Senate Journal No. 74 of 2001, page 1873.

Adoption pending.

#### THIRD READING OF BILLS

\_\_\_\_ 5 \_\_\_\_

### HB 4237 Rep. Rocca

Education; teachers; certification in cardiopulmonary resuscitation; require for new teacher certification.

Amends 1976 PA 451 (MCL 380.1 - 380.1852) by adding sec. 1531d.

I.E. House, April 16, 2002.

House substitute (H-1).

Reported by Committee on Education.

Senate substitute (S-1).

Committee recommended I.E.

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#### SB 1240 Sen. McCotter

Transportation; authorities; regional transportation authority; allow certain cities to withdraw from.

Amends sec. 4 of 1967 PA 204 (MCL 124.404).

Reported by Committee on Government Operations. Senate substitute (S-2).

Committee recommended I.E.

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### **HB** 5719 Rep. Kuipers

Legislature; auditor general; reference to auditor general in federal grant statute; eliminate.

Amends sec. 3 of 1942 (1st Ex Sess) PA 16 (MCL 388.803).

I.E. House, March 12, 2002.

Reported by Committee on Government Operations. Committee recommended I.E.

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### **HB** 5720 Rep. Kuipers

Legislature; auditor general; reference to auditor general in school for the deaf statute; eliminate.

Amends secs. 10, 12, 14 & 16 of 1893 PA 116 (MCL 393.60 et seq.).

I.E. House, March 12, 2002.

House substitute (H-1).

Reported by Committee on Government Operations. Committee recommended I.E.

### HB 5721 Rep. Kuipers

Legislature; auditor general; reference to auditor general in Michigan school for the blind statute; eliminate.

Amends secs. 9 & 10 of 1893 PA 123 (MCL 393.109 & 393.110).

I.E. House, March 12, 2002.

House substitute (H-1).

Reported by Committee on Government Operations. Committee recommended I.E.

#### THIRD READING OF BILLS

#### **HB** 5722 Rep. Patterson

Legislature; auditor general; reference to duties of the auditor general in the general property tax act; eliminate.

Amends secs. 35, 41, 57a, 58, 62, 63, 64, 66, 67, 70, 73, 73a, 73b, 75, 83, 85, 86, 87, 88, 90, 95, 96, 97, 98, 98a, 99, 101, 102, 103, 105, 113, 121, 122, 127b, 130, 135, 138, 139 & 144 of 1893 PA 206 (MCL 211.35 et seq.).

I.E. House, April 16, 2002.

Reported by Committee on Government Operations. Committee recommended I.E.

## HB 5742 Rep. Kuipers

Legislature; auditor general; reference to auditor general in nonpublic school statute; eliminate.

Amends sec. 1 of 1921 PA 302 (MCL 388.551).

I.E. House, April 9, 2002.

Reported by Committee on Government Operations. Committee recommended I.E.

\_\_\_\_ 12 \_\_\_\_

#### SB 503 Sen. Garcia

Financial institutions; other; regulation of deferred presentment service transaction; provide for.

Creates new act.

Reported by Committee on Banking and Financial Institutions.

Senate substitute (S-7).

For Senate amendment, see Senate Journal No. 73 of 2001, page 1852.

Committee recommended I.E.

### SB 1030 Sen. McCotter

Crimes; other; provisions relating to prize fighting; repeal.

Repeals secs. 442, 443, 444, 445, 446 & 447 of 1931 PA 328 (MCL 750.442 et seq.).

Reported by Committee on Government Operations. Committee recommended I.E.

\_\_\_\_ 14 \_\_\_\_\_

#### SB 1031 Sen. McCotter

Criminal procedure; sentencing guidelines; sentencing guidelines for crimes of prize fighting and training for prize fighting; eliminate.

Amends sec. 16v, ch. XVII of 1927 PA 175 (MCL 777.16v).

Reported by Committee on Government Operations. Committee recommended I.E.

\_\_\_\_ 15 \_\_\_\_\_

#### SB 1036 Sen. McCotter

Vehicles; other; prohibition against displaying an emblem or insignia on motor vehicles; limit application to certain fraternal and nonprofit organizations.

Amends sec. 3 of 1929 PA 269 (MCL 430.53).

Reported by Committee on Government Operations. Committee recommended I.E.

#### THIRD READING OF BILLS

### **HB** 5716 Rep. Jacobs

Legislature; auditor general; reference to auditor general in statute concerning state real estate sales; eliminate.

Amends title & secs. 1, 2, 3 & 4 of 1941 PA 230 (MCL 322.1 et seq.).

I.E. House, April 17, 2002.

Reported by Committee on Government Operations. Committee recommended I.E.

#### SB 1164 Sen. Bullard

Insurance; no-fault; nonresident personal protection insurance; limit coverage.

Amends sec. 3163 of 1956 PA 218 (MCL 500.3163) & adds sec. 3107c.

Reported by Committee on Financial Services.

Committee recommended I.E.

### **GENERAL ORDERS**

\_\_\_\_ 18 \_\_\_\_\_

### HB 4698 Rep. Allen

Economic development; brownfield redevelopment authority; work plan approval; establish criteria.

Amends sec. 15 of 1996 PA 381 (MCL 125.2665).

I.E. House, May 24, 2001.

House substitute (H-2).

Reported by Committee on Economic Development, International Trade and Regulatory Affairs.

Senate substitute (S-1).

Committee recommended I.E.

\_\_\_\_\_ 19 \_\_\_\_\_\_

#### SB 750 Sen. Gast

State; funds; budget stabilization fund withdrawal; allow. Amends sec. 353c of 1984 PA 431 (MCL 18.1353c).

Reported by Committee on Appropriations.

For Senate amendment, see Senate Journal No. 76 of 2001, page 1910.

**Committee recommended I.E.** 

\_\_\_\_ 20 \_\_\_\_

### SB 1013 Sen. Van Regenmorter

Criminal procedure; sentencing; lifetime probation for delivery or sale of a controlled substance; revise penalties.

Amends sec. 2, ch. XI of 1927 PA 175 (MCL 771.2) & adds sec. 4b to ch. XI.

Reported by Committee on Judiciary.

Senate substitute (S-1).

Committee recommended I.E.

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#### SB 1312 Sen. Johnson

Liquor; licenses; "catering permit" for on-premises licensees to serve alcohol at locations other than the licensed premises under certain circumstances; provide for.

Amends 1998 PA 58 (MCL 436.1101 - 436.2303) by adding sec. 545.

Reported by Committee on Economic Development, International Trade and Regulatory Affairs.

Committee recommended I.E.

#### **GENERAL ORDERS**

<del>\_\_\_\_ 22 \_\_\_\_\_</del>

#### SB 618 Sen. Garcia

Economic development; development incentives; certified capital company law; create and provide investment incentives for insurance companies.

Creates new act.

Reported by Committee on Economic Development, International Trade and Regulatory Affairs.

Senate substitute (S-2).

Committee recommended I.E.

— 23 —

#### HB 4090 Rep. Switalski

Courts; juries; juror compensation; increase.

Amends sec. 1344 of 1961 PA 236 (MCL 600.1344).

I.E. House, October 18, 2001.

House substitute (H-3).

Reported by Committee on Judiciary.

Senate substitute (S-1).

Committee recommended I.E.

— 24 —

#### HB **4551** Rep. Newell

Courts; funding; juror compensation reimbursement fund; create.

Amends 1961 PA 236 (MCL 600.101 - 600.9948) by adding sec. 151c.

I.E. House, October 18, 2001.

House substitute (H-3).

Reported by Committee on Judiciary.

Senate substitute (S-1).

Committee recommended I.E.

— 25 —

#### **HB** 4552 Rep. Daniels

Traffic control; driver license; driver license clearance fee; increase and earmark increase for juror compensation fund.

Amends sec. 321a of 1949 PA 300 (MCL 257.321a).

I.E. House, October 18, 2001.

House substitute (H-1).

Reported by Committee on Judiciary.

Senate substitute (S-1).

Committee recommended I.E.

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#### 4553 Rep. Richner

Courts; funding; revenue from juror compensation reimbursement fund; direct to cost of increased juror compensa-

Amends 1961 PA 236 (MCL 600.101 - 600.9948) by adding sec. 151d.

I.E. House, October 18, 2001.

House substitute (H-2).

Reported by Committee on Judiciary.

Senate substitute (S-1).

Committee recommended I.E.

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### **HB** 4798 Rep. Richner

Courts; juries; jury demand fee; increase. Amends secs. 2529 & 8371 of 1961 PA 236 (MCL 600.2529 & 600.8371).

I.E. House, October 18, 2001.

For House amendment, see House Journal No. 71, page 2091.

Reported by Committee on Judiciary.

Senate substitute (S-2).

Committee recommended I.E.

#### **GENERAL ORDERS**

— 28 ———

#### **HB** 5047 Rep. Anderson

Law enforcement; local police; administrative fee for arrests made on warrants issued by other departments; allow collection of by local police departments.

Amends 1927 PA 175 (MCL 760.1 - 777.69) by adding sec. 12a to ch. V.

I.E. House, December 5, 2001.

For House amendments, see House Journal No. 83, page 2511.

Reported by Committee on Judiciary.

Committee recommended I.E.

— 29 —

#### HB 4642 Rep. Cassis

Elections; absent voters; absent voter ballot; allow voters who registered to vote by mail and who have not subsequently voted in person to utilize if certain form is completed and notarized.

Amends sec. 509t of 1954 PA 116 (MCL 168.509t).

Reported by Committee on Government Operations. Committee recommended I.E.

#### SB 1317 Sen. Garcia

Use tax; exemptions; alternative energy vehicles, alternative energy marine propulsion system, and alternative energy system; provide for use tax exemption.

Amends 1937 PA 94 (MCL 205.91 - 205.111) by adding

Reported by Committee on Finance.

Senate substitute (S-3).

Committee recommended I.E.

<del>\_\_\_\_</del> 31 \_\_\_\_

#### SB 1321 Sen. Sanborn

Sales tax; exemptions; alternative energy vehicles, alternative energy marine propulsion system, and alternative energy system; provide for sales tax exemption.

Amends 1933 PA 167 (MCL 205.51 - 205.78) by adding

Reported by Committee on Finance.

Senate substitute (S-3).

Committee recommended I.E.

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### **HB** 5727 Rep. Voorhees

Taxation; revenue sharing; withholding of revenue sharing funds to satisfy payments owed to certain local retirement systems; authorize.

Amends sec. 17a of 1971 PA 140 (MCL 141.917a).

I.E. House, May 7, 2002.

House substitute (H-2).

Committee on Appropriations discharged, Thursday, June 6.

\_\_\_\_ 33 \_\_\_\_\_

#### HB 4915 Rep. Lemmons

Elections; recounts; reimbursement of certain costs for recounting ballots; provide for under certain circumstances.

Amends sec. 867 of 1954 PA 116 (MCL 168.867).

I.E. House, December 11, 2001.

House substitute (H-1).

Reported by Committee on Government Operations.

Committee recommended I.E.

#### **GENERAL ORDERS**

\_\_\_\_ 34 \_\_\_\_\_

#### **SB** 611 Sen. Hammerstrom

Occupations; athletics; registration of athletic trainers; provide for.

Amends sec. 16263 of 1978 PA 368 (MCL 333.16263) & adds sec. 16336 & pt. 179.

Reported by Committee on Economic Development, International Trade and Regulatory Affairs.

Committee recommended I.E.

\_\_\_\_ 35 \_\_\_\_\_

#### **HB 6137** Rep. Toy

Economic development; other; brownfield redevelopment financing act changes for land banks; provide for.

Amends secs. 2 & 13 of 1996 PA 381 (MCL 125.2652 & 125.2663).

I.E. House, June 4, 2002.

House substitute (H-1).

Reported by Committee on Economic Development, International Trade and Regulatory Affairs.

Senate substitute (S-1).

Committee recommended I.E.

#### HB 4851 Rep. Kilpatrick

Property tax; exemptions; property subject to tax under the tax reverted clean title program; exempt.

Amends 1893 PA 206 (MCL 211.1 - 211.157) by adding sec. 7gg.

I.E. House, May 28, 2002.

House substitute (H-2).

Reported by Committee on Economic Development, International Trade and Regulatory Affairs.

Senate substitute (S-2).

Committee recommended I.E.

\_\_\_\_\_ 37 \_\_\_\_\_

#### HB 4852 Rep. DeRossett

Taxation; other; specific tax for tax reverted property; create.

Creates new act.

I.E. House, May 23, 2002.

House substitute (H-2).

Reported by Committee on Economic Development, International Trade and Regulatory Affairs.

Senate substitute (S-1).

Committee recommended I.E.

<del>\_\_\_\_ 38 \_\_\_\_\_</del>

#### HB 4853 Rep. Richner

State; funds; authority to invest surplus funds in loans to municipalities to clear title; provide for.

Amends sec. 4 of 1855 PA 105 (MCL 21.144) & adds sec. 2e.

I.E. House, May 23, 2002.

House substitute (H-3).

Reported by Committee on Economic Development, International Trade and Regulatory Affairs.

Senate substitute (S-1).

Committee recommended I.E.

#### **GENERAL ORDERS**

— 39 ———

#### **HB** 5450 Rep. Thomas

Local government; financing; authority to establish clean title program; implement.

Creates new act.

I.E. House, May 28, 2002.

House substitute (H-2).

Reported by Committee on Economic Development, International Trade and Regulatory Affairs.

Senate substitute (S-2).

Committee recommended I.E.

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### HB 5451 Rep. Garza

Property tax; other; notice to delinquent property tax holders; modify.

Amends secs. 78i & 131e of 1893 PA 206 (MCL 211.78i & 211.131e).

I.E. House, May 28, 2002.

House substitute (H-2).

Reported by Committee on Economic Development, International Trade and Regulatory Affairs.

Senate substitute (S-2).

Committee recommended I.E.

### SB 1396 Sen. Emmons

Taxation; tobacco; bad debt allowance by tobacco wholesalers; allow.

Amends 1993 PA 327 (MCL 205.421 - 205.436) by adding sec. 7b.

Reported by Committee on Finance.

Committee recommended I.E.

#### SB 1397 Sen. Emmons

Local government; bonds; bonding authority of natural resources and environmental protection act; modify.

Amends sec. 19503 of 1994 PA 451 (MCL 324.19503).

Reported by Committee on Finance.

Committee recommended I.E.

#### **COMMITTEE REPORTS**

— 43 ———

### SB 1121 Sen. Bullard

Occupations; chiropractors; chiropractic adjustments and other chiropractic services; prohibit other licensed health professionals from performing or advertising that the procedure can be performed unless chiropractic adjustment is allowed under the licensee's scope of practice definition.

Amends secs. 16261, 16401 & 16411 of 1978 PA 368 (MCL 333.16261 et seq.).

Reported by Committee on Health Policy.

Senate substitute (S-3).

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

#### **COMMITTEE REPORTS**

\_\_\_ 44 \_\_\_\_\_

#### **HB** 5761 Rep. George

Health facilities; other; health facility design standards; require implementation of.

Amends secs. 20145 & 21523 of 1978 PA 368 (MCL 333.20145 & 333.21523).

I.E. House, May 1, 2002.

Reported by Committee on Health Policy.

Senate substitute (S-1).

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

### SB 1390 Sen. Schwarz

Occupations; physicians' assistants; administration of physical examinations and history for bus drivers certified by the department of transportation; allow by physicians' assistants.

Amends sec. 53 of 1990 PA 187 (MCL 257.1853).

Reported by Committee on Transportation and Tourism. Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

#### SB 1391 Sen. Schwarz

Occupations; physicians' assistants; persons allowed to sign forms to authorize a handicapped parking permit; expand to include physician assistants.

Amends secs. 19a & 675 of 1949 PA 300 (MCL 257.19a & 257.675).

Reported by Committee on Transportation and Tourism. Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

#### SB 1393 Sen. North

Aeronautics; other; clarification of penalty provisions; provide for.

Amends secs. 83 & 83b of 1945 PA 327 (MCL 259.83 & 259.83b).

Reported by Committee on Transportation and Tourism. Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

### (Eligible for passage Sunday, September 22.)

#### SB 1401 Sen. Hoffman

Liquor; retail sales; sale of alcohol at special events with a seating capacity of 125,000 or more; allow under certain circumstances.

Amends 1998 PA 58 (MCL 436.1101 - 436.2303) by adding sec. 518.

Reported by Committee on Transportation and Tourism. Senate substitute (S-2).

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

#### **COMMITTEE REPORTS**

#### **HB 5363** Rep. Kolb

Consumer protection; leases; vehicle lease transactions; include in vehicle code regulation.

Amends secs. 11, 213, 216, 217, 217c, 222, 226, 226a, 233b, 244, 248, 249, 251 & 251a of 1949 PA 300 (MCL 257.11 et seq.).

I.E. House, May 9, 2002.

House substitute (H-5).

Reported by Committee on Transportation and Tourism. Senate substitute (S-2).

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

\_\_\_\_ 50 \_\_\_\_\_

### **HB** 5364 Rep. Gilbert

Trade; vehicles; unlicensed dealers; clarify definition of dealer and provide for penalties and administrative procedure for unlicensed dealers.

Amends sec. 11 of 1949 PA 300 (MCL 257.11) & adds sec. 248j.

I.E. House, May 9, 2002.

House substitute (H-2).

Reported by Committee on Transportation and Tourism. Senate substitute (S-2).

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

#### SCHEDULED MEETINGS

**Appropriations -** Wednesday, September 25, 2:00 p.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-6960)

#### **Subcommittees -**

**Capital Outlay, Joint -** Tuesday, September 24, 1:00 p.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-6960)

**State Police and Military Affairs -** Thursday, September 19, 9:00 a.m., Room 100, Farnum Building (373-2426)

**Families, Mental Health and Human Services -** Wednesday, September 25, 3:00 p.m., Room 100, Farnum Building (373-3543)

**Government Operations -** Thursday, September 19, 9:30 a.m., Room 110, Farnum Building (373-1707)

**Legislative Retirement Board of Trustees -** Wednesday, September 25, 3:00 p.m., Room H-252, Capitol Building (373-0575)

**Senate Fiscal Agency Board of Governors -** Wednesday, September 25, 3:00 p.m. or later immediately following the Senate Appropriations Meeting, Senate Appropriations Room, 3rd Floor, Capitol Building (373-6960)

### **BILLS IN CONFERENCE**

Bill No.	Brief Title	Conferees		Report Agreed To	
		Senate	House	Senate	House
SJR D	State; employees and officers; adoption of SOCC recommendation for next legislative	McCotter Sikkema	Patterson Bisbee		
	session; require legislature approval.	Leland	Jacobs		
HB 4042	Consumer protection; home solicitation sales; do not call register; create.	Emmons Steil	Bradstreet Faunce		
HB 4632	Consumer protection; home solicitation sales;	Cherry  Emmons	Rivet  Bradstreet		
	violation of home solicitation sales statute; prohibit as unfair practice.	Steil Cherry	Faunce Rivet		
HB 5083	Children; other; advisory council on psychotropic drug use among children; create.	Bennett Stille Peters			
HB 5467	State; authorities; regional transportation authority in Detroit; establish.	Bullard McCotter Young	Allen Godchaux Thomas		